

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

10	UNITED STATES OF AMERICA,	)	Criminal No. 07CR2941-H.
11	Plaintiff,	)	
12	v.	)	FINDINGS AND RECOMMENDATION OF
13	JORGE MARTINEZ-MENDOZA,	)	THE MAGISTRATE JUDGE UPON A
14	Defendant.	)	PLEA OF GUILTY TO A VIOLATION
15		)	OF 8 U.S.C. SECTION 1326 (a)
		)	and (b) WITH WAIVER OF
		)	OBJECTIONS AND THE PREPARATION
		)	OF THE PRESENTENCE REPORT

Upon Defendant's request to enter a plea of Guilty pursuant to Rule 11 of the Federal Rules of Criminal Procedure, this matter was referred to the Magistrate Judge by the District Judge, with the written consents of the Defendant, counsel for the Defendant, and counsel for the United States.

Thereafter, the matter came on for a hearing on Defendant's plea of guilty, in full compliance with Rule 11, Federal Rules of Criminal Procedure, before the Magistrate Judge, in open court and on the record.

In consideration of that hearing and the allocution made by the Defendant under oath on the record and in the presence of counsel, and the remarks of the Assistant United States Attorney,

I make the following FINDINGS - that the Defendant

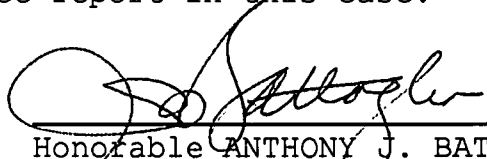
1 removed from the United States after 5/26/07.

2 I therefore RECOMMEND that the District Judge accept the  
3 Defendant's plea of guilty.

4 The sentencing hearing will be before United States District  
5 Judge MARILYN L. HUFF, on 3/10/08, at 9:00 A.M..

6 Objections to these Findings and Recommendation were waived  
7 by the parties at the hearing. The parties have also waived the  
8 preparation of the Presentence report in this case.

9  
10 Dated: 02/11/08

  
Honorable ANTHONY J. BATTAGLIA  
United States Magistrate Judge

11  
12 Copies to:

13 Hon. MARILYN L. HUFF  
14 U.S. District Judge

15 United States Attorney

16 TIMOTHY SCOTT  
17 Counsel for Defendant  
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